



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/671,966	09/27/2000	Carol T. Schembri	10003413-1	8322

22878 7590 01/14/2005

AGILENT TECHNOLOGIES, INC.
INTELLECTUAL PROPERTY ADMINISTRATION, LEGAL DEPT.
P.O. BOX 7599
M/S DL429
LOVELAND, CO 80537-0599

EXAMINER

SNAY, JEFFREY R

ART UNIT	PAPER NUMBER
----------	--------------

1743

DATE MAILED: 01/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Rule 312 Communication	Application No. 09/671,966	Applicant(s) SCHEMBRI ET AL.	
	Examiner Jeffrey R. Snay	Art Unit 1743	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 30 September 2004 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.


c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☒ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

The file record makes clear that only claims 43-45, now 1-3, were allowed. See particularly the interview summary of 08-16-2004 in which, upon notice of non-entry of the after final amendment, Applicant's representative requested entry of only claims 43-45. The claims now proposed in the Rule 312 amendment were never before allowance presented as dependent from the allowed claims.


Jeffrey R. Snay
Primary Examiner
Art Unit: 1743